IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CR No. 3499 of 2005
Date of Decision: 30.10.2006

Gram Panchayat ...Petitioner

Versus

Ramdhan ....Respondents

Coram: Hon'ble Mr. Justice Hemant Gupta.

Present: Shri R.N. Lohan, Advocate, for the petitioner.

Shri J.S. Dahiya, Advocate, for the respondent.

JUDGMENT

The challenge in the present revision petition is to the order passed by the learned trial Court on 19.5.2005, whereby the defence of the petitioner was struck off for not filing of the written statement.

Learned counsel for the petitioner contends that though there is delay on behalf of the petitioner in filing of the written statement but if one opportunity is given, the written statement shall be filed and the petitioner shall also compensate the plaintiff on account of delay in filing of the written statement.

In view of the above, I deem it appropriate to grant another opportunity to the petitioner to file written statement 4.12.2006, on which date, parties through their counsel are directed to appear before the learned trial Court, subject to payment of costs of Rs.2000/-. However, if the petitioner fails to file written statement on the date fixed and/or to pay costs, the revision petition shall be deemed to be dismissed.

30-10-2006 (HEMANT GUPTA)
ds JUDGE